

AF/1631  
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# ARNOLD & PORTER



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September 15, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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SEP 22 2003  
TECH CENTER 1600/2900

Re: U.S. Patent Application Serial No. 09/540,235  
Filed: April 3, 2000  
Inventors: Dane K. FISHER *et al.*  
Title: Nucleic Acid Sequences from  
*Cyanidium caldarium* and Uses Thereof  
Atty. Docket: 16517.001/38-21(15749)B

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Request for Oral Hearing Before the Board of Patent Appeals and Interferences; and
2. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

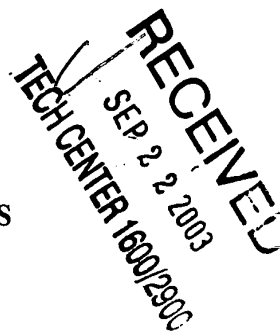
Please charge the statutory fee of \$280.00 for Appellants' Request for Oral Hearing to counsel's deposit account 50-2387, referencing docket number 16517.001/15749B. A duplicate copy of this page is attached.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. § 1.16 or § 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing docket number 16517.001/15749B. A duplicate copy of this letter is enclosed.

Sincerely,

David R. Marsh (Reg. No. 41,408)  
Holly Logue Prutz (Reg. No. 47,755)

Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of:

Dane K. FISHER et al.

Appln. No.: 09/540,235

Filed: April 3, 2000

Title: **Nucleic Acid Sequences from  
*Cyanidium caldarium* and Uses  
Thereof**

Art Unit: 1631 ✓

Examiner: Michael L. BORIN

Atty. Docket No.: 38-21(15749)B

Confirmation No.: 1048

**Request for Oral Hearing  
Before the Board of Patent Appeals and Interferences**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Appellants hereby request an oral hearing before the Board of Patent Appeals and Interferences in the appeal of the above-identified application.

Authorization to charge the official fee for this filing is given in the accompanying transmittal letter.

Respectfully submitted,

*Lawrence M. Lavin, Jr.*

Lawrence M. Lavin, Jr. (Reg. No. 30,768)  
by David R. Marsh (Reg. No. 41,408)  
Holly Logue Prutz (Reg. No. 47,755)

09/16/2003 MGE BREM1 00000005 502387 09540235  
01 FC:1403 280.00 DA

Date: September 15, 2003

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